

From: [Pongkhamsing, Chan](#)
To: ["MATTHEW SEAMAN"](#)
Subject: RE: Prescription scheme
Date: Thursday, August 24, 2017 1:18:00 PM
Attachments: [image001.png](#)
[Pongkhamsing-Seaman_email_7-27-17.pdf](#)

Hello Mr. Seaman,

You may have misinterpreted my 7-27-17 email (attached) to you. My intention with this email is to clarify that EPA is not "launching an investigation of the prescription scheme..." as you wrote in your 8-24-17 letter. As you can see in my 7-27-17 email, I merely stated that I am communicating with our partner agencies on your allegations so that all who are accused can be informed. Thus far, I have informed Washington Dept of Ecology, US Army Corps of Engineers, and referred your complaints to Washington State Attorney General's Office. Despite your assertion that the Attorney General's Office "...would not be expected to provide meaningful action against other State of Washington agencies...", it is in EPA's interest to refer this case to them as we believe they would be the most appropriate entity to look into this matter. Once again to clarify, your complaint has been referred to the Washington State Attorney General's Office.

Respectfully,



Chan Pongkhamsing
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From: MATTHEW SEAMAN [mailto:matthew142@msn.com]
Sent: Thursday, August 24, 2017 8:03 AM
To: Pongkhamsing, Chan <Pongkhamsing.Chan@epa.gov>
Subject: Prescription scheme

To: Chan Pongkhamsing
From: Matthew Seaman
Date: August 24, 2017

Two attachments:

The first document (attached) is a four page letter related to the "prescription scheme" investigation being conducted by the EPA. The second document is a narrative, including facts, pertaining to individuals involved with the prescription scheme within the Yakima Area. Clean Water Act violations, involving the WDFW, appear to have started when Tieton Drive was widened and extended around 2003-4; at that time WDFW officials relocated portions of Shaw Creek into a series of ditches without issuance of permits. Since then, numerous examples of CWA violations involving Shaw Creek and Wide Hollow Creek have been documented by hard-evidence. And the prescription scheme involving Mr. Bartrand and the WDFW has been well-documented since 2012.

Evidence demonstrates that Yakima County (Mr. Jeff Legg) and the WDFW (Mr. Eric Bartrand) pre-planned violations of the CWA involving Shaw Creek wetlands, preemptively destroying the jurisdictional wetlands prior to "full-disclosure" of adverse environmental impacts during the NEPA process for the Shaw Creek flood control project. In essence, Yakima County wanted to obtain the release of \$2.7 million from FEMA, so Yakima County made a decision to preemptively destroy Shaw Creek wetlands. During the NEPA process, Yakima County concealed the fact that they participated in the preemptive destruction of wetlands prior to mandatory environmental studies of Shaw Creek. Needless to say, Yakima County unlawfully participated in Shaw Creek Clean Water Act violations when they planned and implemented Shaw Creek wetland destruction prior to environmental studies.

When you review the evidence, you will see that Ecology is significantly entangled with the "scheme to prevent enforcement of the Federal Clean Water Act". Ecology is normally on the side of "good" by enforcing the Federal Clean Water Act. Sadly, Ecology has chosen to deliver falsified and unlawful wetland and watercourse studies of Shaw Creek to the USACE, so Ecology is fully involved with the scheme to prevent enforcement of the Federal Clean Water Act.

From my perspective, the prescription scheme must be dismantled due to the fact that the unlawful and secretive process repeatedly violates the Federal Clean Water Act. This prescription scheme involves both local officials (City of Yakima; Yakima County) and State of Washington officials (Mr. Eric Bartrand; Mr. Perry Harvester). At the City of Yakima, Mr. Jeff Peters has been terminated, likely as a result of his participation with the unlawful prescription scheme. At Yakima County, Mr. Jeff Legg reportedly retired in 2012; so his continued participation in the prescription scheme is not at issue. In order to further dismantle the prescription scheme, I expect that Mr. Bartrand (WDFW) and Mr. Harvester (WDFW) are terminated or transferred out of the Yakima area. Furthermore, at Yakima County, Mr. Cliff Bennett must be terminated due to numerous violations of law in his role with Yakima County watercourse and wetland development projects. While numerous other individuals are entangled with this mess, the elimination of the prescription scheme will require the few (mentioned) individuals to be transferred or terminated.